

JUDGE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

QUEEN ANNE NORTH HOMEOWNERS  
ASSOCIATION, et al.,

Plaintiffs,

v.

ALLSTATE INSURANCE COMPANY, et al.

Defendants.

NO. 2:20-cv-00104-TSZ

STIPULATION AND ORDER FOR  
CLARIFICATION OF THE COURT'S  
MINUTE ORDER [DKT. #24]

**I. STIPULATION**

Plaintiffs Queen Anne North Homeowners Association, Ruth Christiansen, Benjamin Ober, and Jay Kalia (collectively the "Association") and Allstate Insurance Company ("Allstate"), Westchester Surplus Lines Insurance Company ("Westchester"), and Century Surety Company ("Century") (collectively the "Defendants") (the Association, Allstate, Westchester, and Century are hereinafter collectively referred to as the "Parties") hereby stipulate as follows:

1. The Parties filed a Stipulated Motion and Proposed Order for Consolidation of Related Actions under Fed. R. Civ. P. 42(a)(2) ("Stipulated Motion for Consolidation") with the Court on November 20, 2020. (Dkt. #22).

1           2.       As part of the Stipulated Motion for Consolidation, the Association and  
2 Defendants Allstate, Westchester, and Century agreed that the case schedule for *Queen Anne*  
3 *North Homeowners Association, et al. v. Century Surety Company*, Western District of  
4 Washington Cause No. 2:20-cv-00365-TSZ, should govern the consolidated lawsuit.

5           3.       The parties further stipulated that “deadlines that have already passed in the  
6 *Queen Anne North Homeowners Association, et al. v. Allstate Insurance Company, et al.*,  
7 Western District of Washington Cause No. 2:20-cv-00104-TSZ matter shall not be revived for  
8 Allstate or Westchester.” The purpose of this stipulation was to make clear to the Court that the  
9 Expert Disclosure and Amended Pleadings Deadlines for the Association’s lawsuit against  
10 Allstate and Westchester, which had already expired as of October 26, 2020, would not be  
11 revived. The parties intended to preserve the Expert Disclosure and Amended Pleadings  
12 deadlines for the Association’s lawsuit against Century as these deadlines did not expire until  
13 March 23, 2021.

14           4.       The Court’s Minute Order (Dkt. #24), which set forth an amended case schedule,  
15 states that “Defendant Century Surety Company’s Amended Pleadings [are] due by 3/23/2021,  
16 Defendant Century Surety Company’s Expert Witness Disclosure/Reports under FRCP 26(a)(2)  
17 [are] due by 3/23/2021,” but is silent as to the Association’s deadline to file Amended Pleadings  
18 and disclose and exchange Expert Witness Disclosures/Reports with respect to the Association’s  
19 lawsuit against Century.

20           5.       It was the Parties’ intent that all Court deadlines set forth in the case schedule in  
21 the lawsuit against Century, *Queen Anne North Homeowners Association, et al. v. Century*  
22 *Surety Company*, Western District of Washington Cause No. 2:20-cv-00365-TSZ, remain  
23 unchanged as to both the Association and Century.

6. Therefore, the Parties agree that the Association's deadline to Amend Pleadings and Exchange Expert Witness Disclosures/Reports as to the Association's action against Century shall remain March 23, 2021.

DATED 12/3/2020

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**II. ORDER**

Based on the foregoing Stipulation, it is hereby ORDERED:

That the case schedule in this matter (Dkt. #24) shall be amended as follows:

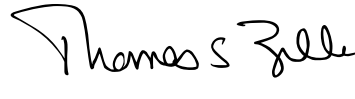
(1) The Association and Century's Amended Pleadings are due by March 23, 2021; and

(2) The Association and Century's Expert Witness Disclosure/Reports under FRCP 26(a)(2) are due by March 23, 2021.

The Association may only amend pleadings and disclose and exchange expert witness disclosures/reports under Fed. R. Civ. P. 26(a)(2) as to its lawsuit against Century. All other deadlines in the case schedule (Dkt. #24) shall remain unchanged.

IT IS SO ORDERED.

Dated this 4th day of December, 2020.



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THOMAS S. ZILLY  
United States District Judge